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CLERK U.S. DISTRICT COURT
NORTHERN DISTRICT OF OHIO
CLEVELAND

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF OHIO
EASTERN DIVISION

UNITED STATES OF AMERICA,	)	CASE NO.: 1:17 CR 176
Plaintiff,	)	JUDGE: JUDGE ADAMS
v.	)	**INDICTMENT**
RYAN TENNEBAR,	)	Title 18, United States Code, Sections 2 and 1512(c)(1)
Defendant.	)	

The Grand Jury charges:

General Allegations

At all times relevant to the indictment:

A. BACKGROUND

1. Healthcare Essentials, Inc. ("HEI") was a corporation formed in the State of Ohio that distributed medical supplies. HEI primarily distributed negative pressure therapy systems ("wound care vacuums"), which promote wound healing by delivering negative pressure to patients' wounds.

2. Kinetic Concepts, Inc. ("KCI"), was a corporation that was part of a consortium of companies owned by Acelity, L.P., a non-operating holding company, with its global headquarters located in San Antonio, Texas. KCI developed, manufactured, and distributed its

proprietary wound care vacuums. KCI maintained exclusive rights over the sale and distribution of its wound care vacuums.

3. Defendant RYAN TENNEBAR was HEI's Director of Operations.

4. C.T., not charged herein, provided funds to RYAN TENNEBAR to assist in HEI's startup. RYAN TENNEBAR and C.T. were twin brothers.

5. The Federal Bureau of Investigation ("FBI") was conducting an investigation into suspected violations of Title 18, United States Code, Sections 1341 (Mail Fraud); 1343 (Wire Fraud); 1349 (Conspiracy to Commit Wire Fraud and Mail Fraud) and 2314 (Interstate Transportation of Stolen Goods) associated with HEI's suspected distribution of KCI wound care vacuums.

B. APRIL 12, 2017

6. On April 12, 2017, the FBI executed judicially-authorized search warrants at RYAN TENNEBAR's residence, at HEI's office, and at a business mailbox at a commercial mailing facility, all of which were located in Brecksville, Ohio. RYAN TENNEBAR was present at his residence at the time Agents began to execute the search warrant, was advised that the FBI was conducting a criminal investigation, and was permitted to leave.

7. After leaving his residence, RYAN TENNEBAR traveled to and entered C.T.'s residence in Brecksville, Ohio.

8. After RYAN TENNEBAR exited C.T.'s residence, he traveled to a Lowe's Home Improvement Store in Northfield, Ohio. RYAN TENNEBAR purchased a pair of metal bolt cutters.

9. RYAN TENNEBAR and C.T. met at a location on Wallings Road, and later on West Mill Road, in Broadview Heights, Ohio. RYAN TENNEBAR entered C.T.'s vehicle.

10. RYAN TENNEBAR and C.T. traveled to the Storage Zone self-storage facility on Brecksville Road, Brecksville, Ohio.

11. RYAN TENNEBAR and C.T. used the bolt cutters to remove a lock from a storage unit that RYAN TENNEBAR rented and used for the storage of HEI records, documents, and other objects.

12. Upon gaining access to the storage unit, RYAN TENNEBAR and C.T. removed boxes containing records and other items believed to be of evidentiary value.

Count 1

(Obstruction of Justice: 18 U.S.C. §§ 1512(c)(1) and 2)

13. The allegations in paragraphs 1-11 of the General Allegations are reincorporated as if fully set forth herein.

14. On or about April 12, 2017, in the Northern District of Ohio, Eastern Division, RYAN TENNEBAR, Defendant herein, corruptly altered, destroyed, mutilated, and concealed records, documents, and other objects, and attempted to do so, with the intent to impair the integrity and availability for use in an official proceeding of the records, documents, and other objects, in violation of Title 18, United States Code, Sections 1512(c)(1) and 2.

A TRUE BILL.

Original document – Signatures on file with the Clerk of Courts, pursuant to the E-Government Act of 2002.